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Technology Center 2100

Paper No. 9

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In re Application of: Harry E. Emerson et al.)
Application No. 09/477,936)
Filed: January 5, 2000)
For: SYSTEM FOR MODIFYING AND) **DECISION ON PETITION**
TARGETING ADVERTISING CONTENT)
OF INTERNET RADIO BROADCASTS)

A decision on the petition, filed September 12, 2000 under 37 C.F.R. §1.102(d) and M.P.E.P. §708.02(VIII): Accelerated Examination, to make the above-identified application special was mailed on October 23, 2000. This is a remail of the aforementioned decision to the new attorneys of record.

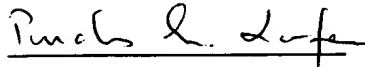
M.P.E.P. §708.02, Section VIII which sets out the prerequisites for a grantable petition for Accelerated Examination under 37 C.F.R. §1.102(d) states in relevant part:

A new application (one which has not received any examination by the examiner) may be granted special status provided that applicant (and this term includes applicant's attorney or agent) complies with each of the following items:

- (a) Submits a petition to make special accompanied by the fee set forth in 37 CFR 1.17(i);
- (b) Presents all claims directed to a single invention, ...
- (c) Submits a statement(s) that a pre - examination search was made, listing the field of search by class and subclass, publication, Chemical Abstracts, foreign patents, etc. A search made by a foreign patent office satisfies this requirement;
- (d) Submits one copy each of the references deemed most closely related to the subject matter encompassed by the claims if said references are not already of record; and
- (e) Submits a detailed discussion of the references, which discussion points out, with the particularity required by 37 CFR 1.111(b) and (c), how the claimed subject matter is patentable over the references.

Serial No. 09/477,936
Decision on Petition to Make Special

Applicant's submission meets all the criteria set out above, accordingly, the Petition is **GRANTED**. The application file is being forwarded to the Examiner of Record for accelerated examination according to the procedures set forth in M.P.E.P. §708.02, Section VIII.



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